IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.54926-M of 2006

DATE OF DECISION:31.10.2006

Charanjit Singh @ Rinku .....Petitioner

Versus

State of Punjab .....Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri Suresh Goel, Advocate
for the petitioner.

Shri N.S. Gill, AAG, Punjab.

Shri Ashok Singla, Advocate
for the complainant.

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Petitioner Charanjit Singh @ Rinku apprehending his arrest in a non-bailable offence in case FIR No. 221 dated 8.8.2006 under Sections 364/323/148/149 IPC and Section 25/27/54/59 of the Arms Act, registered at Police Station Barnala, has filed this petition under Section 438 Cr.P.C. for anticipatory bail.

I have heard counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that in the aforesaid FIR, no injury has been attributed to the petitioner. The FIR has been registered on the wrong facts as the other side caused injuries to the co-accused Gurmeet Singh, who went to the court premises to attend the proceedings of a case, in which he is facing trial under Section 307 IPC.

Counsel for the petitioner further contends that in view of the order dated 11.9.2006, the petitioner has joined the investigation. Counsel for the respondent-State does not dispute this fact and further states that the petitioner is no more required for custodial interrogation.

In view of the above, the interim bail, granted vide order dated 11.9.2006 is made absolute subject to the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under Section 173 Cr.P.C. except for material change in the circumstances. Thereafter the petitioner shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

October 31, 2006 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**